



MINUTES

OCONEE COUNTY COUNCIL

Regular Meeting

February 15, 2022

MEMBERS, OCONEE COUNTY COUNCIL

Mr. John Elliott, Chairman, District I
Mr. Paul Cain, Vice Chairman, District III
Mr. Julian Davis III, Chairman Pro Tem, District IV
Mr. Glenn Hart, District V
Mr. Matthew Durham, District II

Oconee County Council met at 6:00 PM in Council Chambers, 415 South Pine Street, Walhalla, SC with all Council Members [Mr. Cain Absent], County Administrator Amanda F. Brock, County Attorney David Root, & Jennifer C. Adams, Clerk to Council present.

Press: Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda were posted on the bulletin board at the County Administrative Offices, 415 South Pine Street, Walhalla, SC, and the County Council website [www.oconeesc.com/council]. In addition, it was made available [*upon request*] to the newspapers, radio stations, television stations and concerned citizens.

Members of the press present: Riley Morningstar / The Journal

Call to Order

Mr. Elliott called the meeting to order at 6:24 p.m.

Mr. Elliott opened the meeting reminding the public they have two opportunities to speak during Council meetings, which is during the public comment session and also during the public hearing session, if scheduled. Other than those two instances, the public should remain silent during the Council meeting. Anyone making a disturbance during the meeting will be asked to leave Council Chambers for the remainder of the meeting.

Moment of Silence

Mr. Elliott asked for a moment of silence prior to the Invocation by County Council Chaplain.

Invocation by County Council Chaplain

Mr. Root, County Council Chaplain, gave the invocation.

Pledge of Allegiance

Mr. Durham led the Pledge of Allegiance to the Flag of the United States of America.

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Approval of Minutes

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve the February 01, 2022 regular minutes as presented.

Attorney's Comments

Mr. Root informed Council that a motion will be needed to amend Ordinance 2022-04 to remove the permitting fees related to the Coroner's Budget.

Administrator's Comments

Ms. Brock reminded Council of the Strategic Planning Retreat scheduled for Friday, February 18, 2022 at 9:00 a.m. in Council Chambers.

Proclamations

PROCLAMATION 2022-01 A PROCLAMATION RECOGNIZING FEBRUARY AS BLACK HISTORY MONTH.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Proclamation 2022-01** on first and final reading.

Public Comment Session

If you are not able to attend in person and you have a comment, you may submit it by contacting our Clerk to Council, Jennifer C. Adams at jennifercadams@oconeesc.com or 864-718-1023, so that she may receive your comment and read it into the record.

Mr. Elliott opened the floor for Public Comment.

Mr. Tom Markovich addressed Council with his opinion that a By-Pass around Clemson needs to be more of a priority than possible funding of a greenway trail system.

Mr. Tony Adams addressed Council with his opinion that the youth in the County are being overlooked.

Mr. Frankie Pearson addressed Council in opposition to Council matching funds for the regional greenway trail system.

Mr. Pearson went on to request a Proclamation recognizing the West Oak Wrestling team for their win at the State level.

Mr. Mickey Haney addressed Council thanking the Roads and Bridges Department for their cleanup efforts from the recent snow storm that hit the County.

Mr. Haney also questioned Council regarding the Coroner's Budget.

Mr. Bruce Burrell addressed Council in opposition to Council matching funds for the regional greenway trail system.

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Council Members Comments

Mr. Elliott responded to Mr. Pearson and Mr. Haney's public comments.

Mr. Elliott went on to state that he is concerned about the current inflation rate and the effect it is having on the citizens of Oconee County and announced that there will be no increase in property tax within Oconee County for the 2022-2023 budget year.

Mr. Durham responded to all citizen's comments that spoke during the Public Comment session.

Mr. Davis responded to the request for a proclamation for the West Oak Wrestling Team and their win at the State level and went on to add that all championships should be honored across the School District.

Mr. Durham added that he was pleased with Mr. Elliott's statement regarding property tax.

Mr. Hart collectively responded to all citizen's comments that spoke during the Public Comment session.

Public Hearings for the Following Ordinances *If you would like to be heard during either of the public hearings, please contact Clerk to Council Jennifer C. Adams at jennifercadams@oconeesc.com or 864-718-1023 so that your participation by may be coordinated*

ORDINANCE 2022-04 AN ORDINANCE TO AMEND ORDINANCE 2021-01, THE BUDGET FOR OCONEE COUNTY, WHICH PROVIDES FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRI-COUNTY TECHNICAL COLLEGE SPECIAL REVENUE FUND, FOR THE EMERGENCY SERVICES PROTECTION SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, FOR THE PARKS, RECREATION, AND TOURISM CAPITAL PROJECTS FUND, FOR THE DEBT SERVICE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUNDS, FOR THE CAPITAL VEHICLE / EQUIPMENT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022.

Mr. Elliott opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Elliott opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Elliott closed the Public Hearing regarding **Ordinance 2022-04**.

ORDINANCE 2022-05 AN ORDINANCE TO ADOPT A REDISTRICTING PLAN FOR OCONEE COUNTY, SOUTH CAROLINA; AND OTHER MATTERS RELATED THERETO.

Mr. Elliott opened the floor for Public Comment.

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Noting that no citizens signed up to address Council; Mr. Elliott opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Elliott closed the Public Hearing regarding **Ordinance 2022-05**.

ORDINANCE 2022-06 AN ORDINANCE APPROVING “THE FIRST AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS, AND EASEMENTS FOR THE OCONEE INDUSTRY AND TECHNOLOGY PARK F/K/A THE ECHO HILLS BUSINESS AND INDUSTRIAL PARK” (“FIRST AMENDMENT TO THE DECLARATION”); APPROVING AND AUTHORIZING THE EXECUTION AND RECORDATION OF THE FIRST AMENDMENT TO THE DECLARATION; AND OTHER MATTERS RELATED THERETO.

Mr. Elliott opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Elliott opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Elliott closed the Public Hearing regarding **Ordinance 2022-06**.

Third Reading of the Following Ordinances

ORDINANCE 2022-04 AN ORDINANCE TO AMEND ORDINANCE 2021-01, THE BUDGET FOR OCONEE COUNTY, WHICH PROVIDES FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRI-COUNTY TECHNICAL COLLEGE SPECIAL REVENUE FUND, FOR THE EMERGENCY SERVICES PROTECTION SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, FOR THE PARKS, RECREATION, AND TOURISM CAPITAL PROJECTS FUND, FOR THE DEBT SERVICE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUNDS, FOR THE CAPITAL VEHICLE / EQUIPMENT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022.

Mr. Davis made a motion, seconded by Mr. Hart, to approve **Ordinance 2022-04** on third and final reading.

Mr. Davis made a motion, seconded by Mr. Elliott, approved 4 – 0, to amend **Ordinance 2022-04** to remove cremation permitting fees related to the Coroner’s Budget.

Motion approved with amendment 4 – 0.

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ORDINANCE 2022-06 AN ORDINANCE APPROVING “THE FIRST AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS, AND EASEMENTS FOR THE OCONEE INDUSTRY AND TECHNOLOGY PARK F/K/A THE ECHO HILLS BUSINESS AND INDUSTRIAL PARK” (“FIRST AMENDMENT TO THE DECLARATION”); APPROVING AND AUTHORIZING THE EXECUTION AND RECORDATION OF THE FIRST AMENDMENT TO THE DECLARATION; AND OTHER MATTERS RELATED THERETO.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Ordinance 2022-06** on third and final reading.

Second Reading of the Following Ordinances

ORDINANCE 2022-07 AN ORDINANCE TO APPROPRIATE AND AUTHORIZE THE EXPENDITURE OF A PORTION OF LOCAL CORONAVIRUS FISCAL RECOVERY FUNDING UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 (“ARPA”), FOR PURPOSES OF ESTABLISHING “PREMIUM PAY” TO ELIGIBLE OCONEE COUNTY EMPLOYEES; AND OTHER MATTERS RELATED THERETO.

Mr. Davis made a motion, seconded by Mr. Hart, to approve **Ordinance 2022-07** on second reading.

Mr. Hart inquired about the total amount of “Premium Pay” **Ordinance 2022-07** is requesting.

Ms. Brock informed Mr. Hart and Council that the total amount of “Premium Pay” being requested is \$1.7 million dollars for eligible Oconee County employees that were considered essential frontline workers from March 20, 2022 through October 4, 2021.

Motion approve 4 – 0.

First Reading of the Following Ordinances

ORDINANCE 2022-08 AN ORDINANCE AUTHORIZING, PURSUANT TO TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF AD VALOREM TAXES AND SPECIAL SOURCE REVENUE CREDIT AGREEMENT BY AND BETWEEN OCONEE COUNTY, SOUTH CAROLINA, AND A COMPANY IDENTIFIED FOR THE TIME BEING AS PROJECT QUESO, ACTING FOR ITSELF, ONE OR MORE CURRENT OR FUTURE AFFILIATES AND OTHER PROJECT COMPANIES (COLLECTIVELY, “COMPANY”); PROVIDING FOR A FEE-IN-LIEU OF AD VALOREM TAXES INCENTIVE; PROVIDING FOR A SPECIAL SOURCE REVENUE CREDIT; CREATING A JOINT COUNTY INDUSTRIAL AND BUSINESS PARK BETWEEN OCONEE COUNTY AND PICKENS COUNTY SO AS TO DESIGNATE THE PROPERTY OF THE PROJECT AS PART OF THE PARK; AUTHORIZING THE EXECUTION AND DELIVERY OF ONE OR MORE GRANT AGREEMENTS; AUTHORIZING THE CONVEYANCE OF CERTAIN REAL ESTATE FOR PROJECT QUESO; AND OTHER RELATED MATTERS.

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Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Ordinance 2022-08** on first reading.

First & Final Reading for the Following Resolutions

RESOLUTION 2022-01 A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF EASEMENT DACW21-2-21-0054 (AN EASEMENT FOR THE CONSTRUCTION AND MAINTENANCE OF DRY HYDRANT SITES ON LANDS OF THE UNITED STATES OF AMERICA) BETWEEN OCONEE COUNTY AND THE DEPARTMENT OF THE ARMY / SECRETARY OF THE ARMY.

Mr. Hart made a motion, seconded by Mr. Davis, approved 4 – 0, to approve **Resolution 2022-01** on first and final reading.

RESOLUTION 2022-02 AUTHORIZING THE EXECUTION AND DELIVERY OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT IN THE AMOUNT OF \$1,359,734.08 TO DEFRAY THE COSTS OF ACQUIRING CERTAIN EQUIPMENT; AND OTHER MATTERS RELATING THERETO.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Resolution 2022-02** on first and final reading.

RESOLUTION 2022-03 A RESOLUTION PROVIDING PRELIMINARY APPROVAL PURSUANT TO TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, FOR THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF AD VALOREM TAXES AND SPECIAL SOURCE REVENUE CREDIT AGREEMENT BY AND BETWEEN OCONEE COUNTY, SOUTH CAROLINA, AND A COMPANY IDENTIFIED FOR THE TIME BEING AS PROJECT QUESO, ACTING FOR ITSELF, ONE OR MORE CURRENT OR FUTURE AFFILIATES, AND OTHER PROJECT COMPANIES (COLLECTIVELY, “COMPANY”); PROVIDING FOR A FEE-IN-LIEU OF AD VALOREM TAXES INCENTIVE; PROVIDING FOR A SPECIAL SOURCE REVENUE CREDIT; PROVIDING FOR THE CREATION OF A JOINT COUNTY INDUSTRIAL AND BUSINESS PARK AGREEMENT BETWEEN OCONEE COUNTY AND PICKENS COUNTY; AUTHORIZING THE EXECUTION AND DELIVERY OF ONE OR MORE GRANT AGREEMENTS; AND OTHER RELATED MATTERS.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Resolution 2022-03** on first and final reading.

RESOLUTION 2022-04 A RESOLUTION CERTIFYING CERTAIN REAL PROPERTY IN OCONEE COUNTY AS AN ABANDONED TEXTILE MILL SITE, INCLUDING PARCELS IDENTIFIED BY TAX MAP NUMBERS 271-00-01-937, 271-00-01-938, 271-00-01-939, 271-00-01-940, 271-00-01-941, 271-00-01-942 AND 271-00-01-943.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Resolution 2022-04**

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on first and final reading.

RESOLUTION 2022-05 A RESOLUTION CERTIFYING CERTAIN REAL PROPERTY IN OCONEE COUNTY AS AN ABANDONED TEXTILE MILL SITE, INCLUDING PARCELS IDENTIFIED BY TAX MAP NUMBERS 271-01-01-134, 271-01-01-137 AND 271-01-01-165.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Resolution 2022-05** on first and final reading.

RESOLUTION 2022-06 A RESOLUTION CERTIFYING CERTAIN REAL PROPERTY IN OCONEE COUNTY AS AN ABANDONED TEXTILE MILL SITE, INCLUDING PARCELS IDENTIFIED BY TAX MAP NUMBERS 271-01-01-131, 271-01-01-132, 271-01-01-133, 271-01-01-140, 271-01-01-143, 271-01-01-144, 271-01-01-145, 271-01-01-146, 271-01-01-147, 271-01-01-148, 271-01-01-149, 271-01-01-150, 271-01-01-156, 271-01-01-158, 271-01-01-161, 271-01-01-163, 271-01-01-165 AND 271-01-01-166.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Resolution 2022-06** on first and final reading.

Discussion Regarding Action Items

Discussion Regarding Action Items

Title: Self-Contained Breathing Apparatuses (SCBA's)

Department(s): Emergency Services

Amount: \$1,359,734.08

FINANCIAL IMPACT:

Procurement was approved by Council in Fiscal Year 2021-2022 budget process.

Budget: \$1,359,734.08

Project Cost: \$1,359,734.08

Balance: \$ 0.00

The main mission of Oconee County Emergency Services is to provide maximum safety for all personnel. The recent assessment of the SCBA's in service indicated that the majority are not certified to the newest National Fire Protection Association (NFPA) standard. NFPA updates standards every five (5) years and the latest 2018 update states that all SCBA's must be Chemical, Biological, Radiological and Nuclear (CBRN) certified, heat rating increase and testing on face piece along with data logging all resulting in upgraded safety features to the responder. Upgrades can only be completed within 2 revision cycles, which is ten (10) years and the age of the majority of the current equipment exceeds that. This replacement, including the newest models where upgrading was not cost feasible, will insure our SCBA's meet the NFPA 2018 Standard.

There are two brands of SCBA's offered within close proximity of Oconee: MSA and Scott. An evaluation committee, composed of Fire Chiefs across Oconee County discussed the features preferred and required in the SCBA's. The evaluation committee participated in demonstrations and field testing of each brand. The evaluation committee discussed and documented the pros and cons of each SCBA brand. Once the evaluation was complete, the committee voted and unanimously recommended MSA brand SCBA's.

On February 1, 2022, County Council approved the award of SCBA's to Allsource Enterprise, LLC., dba Safe Industries for the Assistance to Firefighters Grant (AFG). This additional lease-purchase was not brought before Council at the same time because the lease-purchase documents were not yet completed.

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H-GAC cooperative purchasing allows government agencies to purchase directly from the manufacturer or authorized dealers. H-GAC contracts are bid and awarded on a national level and purchases may be fulfilled by the manufacturer and / or authorized local or state dealers. Allsource Enterprise, LLC., dba Safe Industries, is the H-GAC contract holder for Emergency Medical and Rescue Equipment, contract number EE08-19. Allsource Enterprise, LLC., dba Safe Industries, of Easley, SC is the authorized distributor for MSA brand SCBA's for Oconee County. Allsource Enterprise, LLC., dba Safe Industries, is offering the equipment to the County with pricing better than H-GAC prices.

This purchase will be via lease purchase. The lease purchase was presented to Council for approval, prior to this action item, on the Agenda for this meeting.

It is the staff's recommendation that Council approve the award of SCBA's to Allsource Enterprise, LLC., dba Safe Industries, of Easley, SC in the amount of \$1,359,734.08.

Mr. Davis made a motion, seconded by Mr. Hart, approve 4 – 0, to approve the award of SCBA's to Allsource Enterprise, LLC., dba Safe Industries, of Easley, SC in the amount of \$1,359,734.08.

Council Committee Reports

None scheduled for this meeting.

Board & Commission Appointments

Building Codes Appeal Board

1 At-Large Seat: No questionnaire on file for this seat

Arts and Historical Commission

District 3 Seat: No questionnaire on file for this seat

At-Large Seat: No questionnaire on file for this seat

Executive Session:

None scheduled for this meeting.

Adjourn:

Mr. Hart made a motion, approved unanimously, to adjourn at 7:01 p.m.

Respectfully Submitted:

Jennifer C. Adams
Clerk to Council

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